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### **FACSIMILE COVER SHEET**

|  |   |
|--|---|
| To: Commissioner for Patents for<br>Examiner Steven Blount<br>Group Art Unit 2616  | Facsimile No. 571/273-8300  |
| From: Candace Crawford<br>Legal Assistant to Peter Manzo   | No. of Pages Including Cover Sheet: 14  |
| <p>Enclosed herewith:</p> <ul style="list-style-type: none"> <li>• Transmittal;</li> <li>• Response to Notice of Non-Compliant Amendment; and</li> <li>• Copy of Notice of Non-Compliant Amendment.</li> </ul> |   |
| <p>Re: Application Serial No. 09/616,140<br/>Attorney Docket No. AUS9-2000-0257-US1</p>  |   |
| <p>Date: Thursday, April 27, 2006</p>  |   |
| <p><b>Please contact us at (972) 385-8777 if<br/>you do not receive all pages<br/>indicated above or experience any<br/>difficulty in receiving this facsimile.</b></p>  | <p><i>This Facsimile is intended only for the use of the addressee<br/>and, if the addressee is a client or their agent, contains<br/>privileged and confidential information. If you are not the<br/>intended recipient of this facsimile, you have received this<br/>facsimile inadvertently and in error. Any review,<br/>dissemination, distribution, or copying is strictly prohibited.<br/>If you received this facsimile in error, please notify us by<br/>telephone and return the facsimile to us immediately.</i></p> |

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APR 27 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Coleman**Serial No.: **09/616,140**Filed: **July 13, 2000**

For: **Apparatus and Method for Providing Access to a Data Stream by a Plurality of Users at a Same Time**

**35525**  
PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER

§ Group Art Unit: **2616**§ Examiner: **Steven Blount**§ Attorney Docket No.: **AUS9-2000-0257-US1**

Certificate of Transmission Under 37 C.F.R. § 1.8(a)  
I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (571) 273-8300 on April 27, 2006.

By:   
Candace Crawford

TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

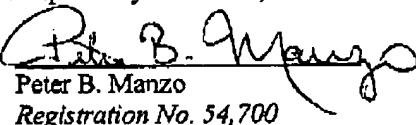
Sir:

ENCLOSED HEREWITH:

- Response to Notice of Non-Compliant Amendment; and
- Copy of Notice of Non-Compliant Amendment.

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,



Peter B. Manzo  
Registration No. 54,700

Duke W. Yee  
Registration No. 34,285  
YEE & ASSOCIATES, P.C.  
P.O. Box 802333  
Dallas, Texas 75380  
(972) 385-8777  
ATTORNEYS FOR APPLICANT

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By: Candace Crawford  
 Candace Crawford

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

A Notice of Non-Compliant Amendment was received by Applicant stating that "the amendment filed on February 1, 2006 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4, because a complete listing of all of the claims is not present". A copy of the Notice of Non-Compliant Amendment is attached hereto.

In response to the Notice of Non-Compliant Amendment, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.